

THE HONORABLE JOHN C. COUGHENOUR

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
AT TACOMA

PACIFIC COAST MARITIME, INC., *et al.*,

Plaintiffs,

v.

EAST WEST SEAFOODS, LLC, *et al.*,

Defendants.

CASE NO. C23-5011-JCC

ORDER

This matter comes before the Court on Plaintiffs’ motion for default judgment (Dkt. No. 24). The Court previously ordered default judgment be entered against *in personam* Defendant East West Seafoods, LLC. (*See* Dkt. Nos. 18, 19.) Plaintiff now seeks entry of default judgment against *in rem* Defendant F/V Pacific Producer, for which the Clerk previously issued a warrant for its arrest and previously entered default. (*See* Dkt. Nos. 15, 15-1, 23, 24.)

“At the default judgment stage, the court presumes all well-pleaded factual allegations related to liability are true.” *Curtis v. Illumination Arts, Inc.*, 33 F. Supp. 3d 1200, 1211 (W.D. Wash. 2014); *see TeleVideo Sys., Inc. v. Heidenthal*, 826 F.2d 915, 917–18 (9th Cir. 1987). However, factual allegations relating to damages are not taken as true. *Curtis*, 33 F. Supp. 3d at 1211. A “plaintiff is required to prove all damages sought in the complaint, and the court must ensure that the amount of damages is reasonable and demonstrated by the evidence.” *Id.*

The Court has reviewed the record in this matter, along with Plaintiffs’ instant motion

1 and the supporting declaration of Mark Krisher (including exhibits) (Dkt. Nos. 25, 25-1), and, on  
2 this basis, ORDERS as follows:

- 3 1. Plaintiffs' motion for default judgment (Dkt. No. 24) is GRANTED.
- 4 2. Plaintiffs are awarded \$94,800.63 in damages for repairs to the barge Iliuliuk Bay and  
5 related expenses,<sup>1</sup> \$19,762.95 in costs associated with the arrest and maintenance of  
6 F/V Pacific Producer, and \$4,670.97 in prejudgment interest, for a total award against  
7 *in rem* Defendant F/V Pacific Producer of \$119,234.55.
- 8 3. Post-judgment interest will accrue at 4.53% per annum from the date of judgment.

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10 DATED this 18th day of April 2023.

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15 John C. Coughenour  
16 UNITED STATES DISTRICT JUDGE  
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26 <sup>1</sup> Under general maritime law, Plaintiffs are entitled to pre and post-judgment interest. *See Vance v. American Hawaii Cruises, Inc.*, 789 F.2d 790, 794–95 (9th Cir.1986).